



SACRAMENTO - SAN JOAQUIN

DELTA CONSERVANCY

A California State Agency

RESOLUTION NO. 2018-04

A RESOLUTION OF THE BOARD OF THE SACRAMENTO-SAN JOAQUIN DELTA CONSERVANCY ADOPTING RESPONSIBLE AGENCY FINDINGS PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FOR THE THREE CREEKS PARKWAY RESTORATION PROJECT #2.

Whereas, the Three Creeks Parkway Restoration Project #2 (“Project”) is a proposal put forth by American Rivers to restore the denuded Marsh Creek flood control channel to a healthy corridor of riparian habitat. To accomplish this, the flood control channel will be excavated to increase flood conveyance and create a floodplain bench. The area will subsequently be planted with native vegetation in the form of grass and forb, shrub, and tree layers. These activities will result in increased habitat for native wildlife species and improved water quality. The Three Creeks Parkway Restoration Project #2 (#Prop 1-1711) will complement the Three Creeks Parkways Restoration Project #1 (#Prop 1-Y1-2015-009), approved by the Sacramento-San Joaquin Delta Conservancy Board (Board) as part of the Delta Conservancy’s first Proposition 1 grant cycle. This second project will add 1 acre of riparian floodplain to the existing project boundary, increase the length of creek bank restored by 500 linear feet, and improve storm water management. These additions increase the previously funded restoration project which proposed to restore 12.5 acres along 7,500 linear creek bank feet (3,500 on the west bank, and 4,000 on the east bank); and

Whereas, the Contra Costa County Flood Control and Water Conservation District (District) is the lead agency pursuant to the California Environmental Quality Act (CEQA) (Public Resources Code, section 21000 et seq.) and the State CEQA Guidelines (California Code of Regulations, title 14, section 15000 et seq.); and

Whereas, the District prepared and certified an Initial Study and a Mitigated Negative Declaration pursuant to CEQA in order to analyze all potential adverse environmental impacts of Project #1; and

Whereas, the District made findings on 8/3/2016, concluding no significant impacts or that all impacts could be mitigated to less than significant levels for Project #1; and

Whereas, the Delta Conservancy made Responsible Agency Findings and approved funding for Project #1 on 5/25/2016; and

Whereas, American Rivers now seeks and was reserved additional funding from the Sacramento-San Joaquin Delta Conservancy (Delta Conservancy) for Project #2; and

Whereas, the District prepared and certified an addendum on 3/29/2018, concluding that Project #2 is within the scope of the previous Mitigated Negative Declaration and made findings that the project would have no additional environmental effects or require any additional mitigation; and

Whereas, the Delta Conservancy, as a responsible agency, must now make certain findings prior to approving funding for Project #2.

**Sacramento-San Joaquin Delta Conservancy
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NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE SACRAMENTO-SAN JOAQUIN DELTA CONSERVANCY AS FOLLOWS:

- a. The Delta Conservancy has, in its independent judgment, reviewed and considered the Final Mitigated Negative Declaration and Addendum, and the District's findings, which are incorporated herein by reference, and finds, as to those potential impacts within the Board's powers and authorities as a responsible agency, that the Final Mitigated Negative Declaration and Addendum contains a complete, objective, and accurate reporting of the Project's potential impacts and that mitigation measures have been incorporated into the Project that avoid all of the potentially significant effects of the Project.
- b. The Board further finds that no additional feasible mitigation measures within the Board's authority are necessary to reduce the environmental impacts of the project to less than significant levels.
- c. The Delta Conservancy hereby authorizes and directs staff to file a Notice of Determination with the State Clearinghouse.
- d. The documents and materials that constitute the record of proceedings for this Resolution are located on the Delta Conservancy's website.

**PASSED, APPROVED, AND ADOPTED BY THE SACRAMENTO-SAN JOAQUIN DELTA CONSERVANCY BOARD
THIS 14th DAY OF NOVEMBER, 2018.**

VOTE

Ayes:

Noes:

Abstentions:

Absent:

Dolly Sandoval, Board Vice Chair

Attachments:

- Contra Costa County Addendum Findings
- Addendum No. 1: Three Creeks Parkway Restoration Project – Mitigated Negative Declaration
- Notice of Public Review and Intent to Adopt a Proposed Mitigated Negative Declaration; and the Three Creeks Parkway Restoration Project Initial Study and Mitigated Negative Declaration